



Docket No.: 220416US90

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 10/091,457  
Applicants: Yoshihiro ISHIKAWA  
Filing Date: March 7, 2002  
For: A POWER CALCULATION METHOD OF A RADIO  
COMMUNICATION SYSTEM AND AN  
APPARATUS THEREOF  
Group Art Unit: 2684  
Examiner: AMINZAY, Shaima Q

SIR:

Attached hereto for filing are the following papers:

**COMMENTS ON EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

Bradley D. Lytle

Registration No. 40,073

Customer Number

**22850**

(703) 413-3000 (phone)  
(703) 413-2220 (fax)

**Paul Sacher**  
**Registration No. 43,418**



DOCKET NO: 220416US90

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
YOSHIHIRO ISHIKAWA : EXAMINER: AMINZAY, S. Q.  
SERIAL NO: 10/091,457 :  
FILED: MARCH 7, 2002 : GROUP ART UNIT: 2684  
FOR: A POWER CALCULATION :  
METHOD OF A RADIO  
COMMUNICATION SYSTEM AND AN  
APPARATUS THEREOF

COMMENTS ON EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

The Supplemental Notice of Allowability mailed March 23, 2005 contains an Examiner's Statement of Reasons for Allowance. Applicant believes that statement is not entirely accurate, and therefore Applicant provides the following Comments on the Examiner's Statement of Reasons for Allowance.

The Examiner's Statement of Reasons for Allowance on page 3 of the Supplemental Notice of Allowability mailed March 23, 2005, states that

" $R = R_o (1/(1-(\Lambda/pg) (Y/\zeta)))$  herein,  $R_o$  is a required receiving power ...", as disclosed in claim 15.

However, this statement appears to be improper at least because Claim 15 includes terminology that is different than the quoted terminology, and which may be interpreted as having a different scope. In particular, Claim 15 recites the equation  $R = R_o (1/(1-(\Lambda/\rho g)(1/\zeta)))$ , which is different than the quoted equation.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



---

Bradley D. Lytle  
Attorney of Record  
Registration No. 40,073

Customer Number  
**22850**

Tel: (703) 413-3000  
Fax: (703) 413 -2220  
(OSMMN 06/04)

BDL:ZSS:dnf

I:\ATTY\ZS\22's\220\220416US\220416 COMMENTS ON EXAM.DOC